PTO/SB/21 (09-04)
Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

OIPE TRANSMITTAL FORM			Application Number		09/699,002		
			Filing Date		October 26, 2000		
			First Named Inventor		Gibson, et al.		
			Art Unit		1616		
Rolling filing)			Examiner Name		Badio		
Total Number of Pages in Thi					S0351/249009		
ENCLOSURES (check all that apply)							
Fee Transmittal Form		Drawing(s)			After Allowance Communication to TC		
Fee Attached		Licensing-related Papers		·	Appeal Communication to Board of Appeals and Interferences		
Amendment / Reply		Petition		Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)			
After Final		Petition to Convert to a Provisional Application		Proprietary Information			
Affidavits/declaration(s)		Power of Attorney, Revocation Change of Correspondence Address			Status Letter		
Extension of Time Request		Terminal Disclaimer		Other Enclosure(s) (please identify below):			
Express Abandonment Request		Request for Refund CD, Number of CD(s)					
Information Disclosure Statement		Landscape Table on CD					
Certified Copy of Priority Document(s)		Remarks					
Reply to Missing Parts/ Incomplete Application Reply to Missing Parts							
under 37 CFR1.52 c		·					
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT							
Firm	Kilpatric	Kilpatrick & Stockton LLP					
Signature							
Printed Name		Bruce D. Gray					
Date		June 27, 2005 Reg. No.		35,799			
	E OF TRANSMISSION/MAILING						
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.							
Signature Sena Man			mick				
Typed or printed name Gina Hamrick					Date	June 27, 2005	

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



APPLICANTS:

Gibson et al.

SERIAL NO.:

09/699,002

GROUP ART UNIT: 1616

FILED:

October 26, 2000

EXAMINER:

Badio

FOR:

HIGH VISCOSITY LIQUID CONTROLLED DELIVERY SYSTEM AND

MEDICAL OR SURGICAL DEVICE

ATTORNEY DOCKET NO.: S0351/249009

I hereby certify that this correspondence is being transmitted by facsimile to: Commissioner of Patents, P. O. Box 1450, Alexandria,

Commissioner for Patents P. O. Box 1450 Alexandria,

VA 22313-1450

DATE: June 27, 2005

RESPONSE TO NON-COMPLIANT AMENDMENT

Sir/Madam:

In response to the Notice of Non-Compliant Amendment (37 CFR 1.121) mailed June 9, 2005, Applicants re-submit the amendments made in their Amendment and Response mailed on May 31, 2005. Kindly replace the Amendment and Response mailed on May 31, 2005 with this corrected document and enter the following amendments and consider the appended remarks. The Applicants note that the originally submitted amendments were provided with the improper status identifier. This error has been corrected in the present response to reflect the correct status identifier.

Amendments to the Claims are reflected in the listing of claims, which begins on page 3 of this paper.

Remarks begin on page 5 of this paper.